

STATE OF ILLINOIS



HOUSE JOURNAL

HOUSE OF REPRESENTATIVES

NINETY-FOURTH GENERAL ASSEMBLY

42ND LEGISLATIVE DAY

TUESDAY, APRIL 26, 2005

12:00 O'CLOCK NOON

**HOUSE OF REPRESENTATIVES
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The House met pursuant to adjournment.

Representative Hannig in the chair.

Prayer by Reverend Dr. Wayne P. Hoffman with Our Savior Lutheran Church in Springfield, Illinois.

Representative Cultra led the House in the Pledge of Allegiance.

By direction of the Speaker, a roll call was taken to ascertain the attendance of Members, as follows:
115 present. (ROLL CALL 1)

By unanimous consent, Representatives Black, Collins and McKeon were excused from attendance.

REQUEST TO BE SHOWN ON QUORUM

Having been absent when the Quorum Roll Call for Attendance was taken, this is to advise you that I, Representative William Davis should be recorded as present at the hour of 12:30 o'clock p.m.

COMMITTEE ON RULES REFERRALS

Representative Currie, Chairperson of the Committee on Rules, reported the following legislative measures and/or joint action motions have been assigned as follows:

Adoption Reform: SENATE BILLS 511, 1458 and 1469.

Aging: SENATE BILLS 1489, 1967 and 2062.

Agriculture & Conservation: SENATE BILLS 57, 59, 214, 490, 2103 and 2104.

Computer Technology: SENATE BILL 1645.

Consumer Protection: SENATE BILLS 92, 526 and 1892.

Elections & Campaign Reform: SENATE BILL 1637.

Elementary & Secondary Education: SENATE BILLS 41, 64, 69, 87, 88, 176, 223, 409, 479, 1497, 1639 and 2032.

Environment & Energy: SENATE BILLS 241, 769, 1483 and 1814.

Executive: SENATE BILLS 7, 17, 21, 26, 27, 66, 86, 90, 93, 94, 96, 97, 122, 143, 157, 183, 185, 187, 204, 232, 233, 251, 262, 273, 274, 283, 293, 304, 319, 331, 334, 336, 341, 357, 383, 406, 419, 446, 463, 468, 470, 475, 478, 505, 513, 514, 518, 529, 542, 553, 615, 659, 660, 892, 1325, 1355, 1442, 1446, 1453, 1479, 1485, 1622, 1626, 1629, 1660, 1696, 1697, 1705, 1707, 1740, 1741, 1767, 1792, 1827, 1833, 1865, 1879, 1888, 1889, 1894, 1908, 1912, 1930, 1949, 1955, 1959, 1966, 1968, 1969, 1971, 1977, 1989, 2015, 2030, 2038, 2049, 2072, 2075, 2078, 2082, 2084, 2087, 2088 and 2095.

Health Care Availability and Access: SENATE BILL 12.

Higher Education: SENATE BILLS 445, 1932 and 2112.

Housing and Urban Development: SENATE BILL 75.

Human Services: SENATE BILLS 3, 63, 350, 506, 519, 849, 1220, 1438, 1620, 1651, 1698, 1862, 1863, 1878 and 2091.

Insurance: SENATE BILLS 521, 555 and 770.

International Trade & Commerce: SENATE BILLS 15 and 1699.

Judiciary I - Civil Law: SENATE BILLS 95, 98, 452, 460, 504, 516, 517, 533, 1219, 1895 and 2094.

Judiciary II - Criminal Law: SENATE BILLS 30, 72, 208, 287, 326, 458, 469, 471, 477, 562, 1491, 1897, 1898, 1953, 1960, 2090 and 2111.

Labor: SENATE BILLS 411, 426, 1751 and 2066.

Local Government: SENATE BILLS 46, 110, 171, 189, 254, 489, 528, 611, 1826, 1882 and 2085.

Personnel and Pensions: SENATE BILL 49.

Registration and Regulation: SENATE BILLS 101, 139, 158, 184, 205, 451, 538, 1876 and 2064.

Revenue: SENATE BILLS 61, 192, 582 and 1294.

State Government Administration: SENATE BILLS 13, 23, 52, 62, 226, 300, 482, 1354, 1666, 1799, 1857 and 2116.

Transportation and Motor Vehicles: SENATE BILLS 25, 54, 127, 210, 459, 508, 509, 1221, 1649 and 1738.

Veterans Affairs: SENATE BILLS 40, 328, 1627 and 2060.

Developmental Disabilities and Mental Illness: SENATE BILL 559.

Gaming: SENATE BILL 198.

Environment & Energy: SENATE BILL 761.
 Executive: SENATE BILLS 14, 397, 431, 760, 1701, 1828 and 1965.
 Local Government: SENATE BILL 847.
 Public Utilities: SENATE BILL 239.
 State Government Administration: HOUSE RESOLUTION 324.

COMMITTEE ON RULES REASSIGNMENTS

Representative Currie, Chairperson from the Committee on Rules, reassigned the following legislation:
 SENATE BILL 74 was recalled from the Committee on Executive and reassigned to the Committee on Judiciary I - Civil Law.

SENATE BILL 101 was recalled from the Committee on Registration and Regulation and reassigned to the Committee on Consumer Protection.

SENATE BILL 508 was recalled from the Committee on Transportation and Motor Vehicles and reassigned to the Committee on Executive.

SENATE BILL 529 was recalled from the Committee on Executive and reassigned to the Committee on Judiciary I - Civil Law.

SENATE BILL 1626 was recalled from the Committee on Executive and reassigned to the Committee on Registration and Regulation.

HOUSING AFFORDABILITY IMPACT NOTES SUPPLIED

Housing Affordability Impact Notes have been supplied for HOUSE BILLS 882, as amended, 1308, as amended, 1916, as amended, 2249, as amended, and 3767, as amended.

FISCAL NOTES SUPPLIED

Fiscal Notes have been supplied for HOUSE BILLS 2196, as amended, 2312, as amended, 2768, as amended, 3273, as amended, 3767, as amended, and SENATE BILL 334.

MESSAGES FROM THE SENATE

A message from the Senate by

Ms. Hawker, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 6

WHEREAS, The bridge that the Illinois Department of Transportation is now constructing over the Rock River to connect the cities of Rock Island and Moline to the Milan Beltway and the village of Milan will aid the flow of traffic in the Illinois Quad-Cities; and

WHEREAS, The bridge connecting Milan with Rock Island and Moline is expected to make that area grow in population, businesses, and homes; and

WHEREAS, A newspaper poll of suggested names resulted in the selection of "Carr's Crossing"; and

WHEREAS, The name "Veteran's Memorial Bridge" was suggested as a tribute to those who are currently serving our country in the military and to those who served in the past; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that the bridge being constructed over the Rock River to connect the cities of Rock Island and Moline with the village of

Milan be designated the Veteran's Memorial Bridge at Carr's Crossing; and be it further

RESOLVED, That copies of this resolution be delivered to the mayors of the cities of Rock Island and Moline, to the president of the village of Milan, and to the Illinois Secretary of Transportation.

Adopted by the Senate, April 21, 2005.

Linda Hawker, Secretary of the Senate

The foregoing message from the Senate reporting their adoption of SENATE JOINT RESOLUTION 6 was placed in the Committee on Rules.

A message from the Senate by

Ms. Hawker, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 2

RESOLVED, BY THE SENATE OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that the Joint Task Force on Illinois Immigrants and Refugees established under House Joint Resolution 21 of the 93rd General Assembly is hereby continued until such time as the Joint Task Force delivers its report to the General Assembly summarizing its findings and recommendations, but no later than December 31, 2005.

Adopted by the Senate, April 21, 2005.

Linda Hawker, Secretary of the Senate

The foregoing message from the Senate reporting their adoption of SENATE JOINT RESOLUTION 2 was placed in the Committee on Rules.

A message from the Senate by

Ms. Hawker, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 9

WHEREAS, Tinley Park Mental Health Center (MHC) is an essential element in the network of mental health care providers serving Chicago's south side, south suburban Cook County, and Will, Grundy, and Kankakee counties; and

WHEREAS, Community-based agencies in this region provide outpatient therapy, housing assistance, and case management for many thousands of individuals with mental illness; and

WHEREAS, Tinley Park MHC effectively functions as a safety net for community-based agencies that can refer mentally ill individuals to Tinley Park MHC when they are in crisis and represent a danger to themselves or others or are in need of more intensive psychiatric services; and

WHEREAS, Tinley Park MHC is a nationally accredited, highly regarded treatment center which offers an exceptional and comprehensive range of medical, social, and psychiatric supports to clients in acute phases of their illness; and

WHEREAS, Tinley Park MHC also functions as an essential alternative to incarceration for individuals with mental illness who engage in anti-social behavior that brings them into contact with law enforcement officials; and

WHEREAS, The communities served by Tinley Park MHC already suffer from a shortage of affordable,

accessible mental health services; and

WHEREAS, With over 140 beds, Tinley Park MHC is the largest inpatient psychiatric treatment center in the region, with more than 2,000 admissions annually; and

WHEREAS, Tinley Park MHC has excelled at stabilizing individuals in crisis and aiding them to return to independent lives in their communities, with an average length of inpatient treatment of just ten days; and

WHEREAS, Tinley Park MHC maintains close working relationships with community-based mental health agencies and services, jointly developing discharge plans, linking patients with community resources, and providing transition services; and

WHEREAS, Those private hospitals in the region that do have inpatient psychiatric units frequently refer their poorest and most difficult patients to Tinley Park MHC and few have the comprehensive level of services that Tinley Park MHC offers; and

WHEREAS, As a State-operated facility, Tinley Park MHC treats patients who have no insurance or who have exhausted their mental health coverage and is the only mental health resource in the region that reliably provides inpatient treatment to those who cannot pay; and

WHEREAS, The costs at Tinley Park MHC are more than 50% below those of comparable private hospitals in the area; and

WHEREAS, Although the Department of Human Services' (DHS) FY05 budget includes full-year funding for Tinley Park MHC, the budget narrative states that the budget is premised on the "closure and sale of the Tinley Park mental health facility"; and

WHEREAS, DHS has established a Metro South Planning Task Force to develop the best possible network of services for the Chicago "Southland" region; and

WHEREAS, The Cook County Board and more than two dozen Southland elected officials, as well as professional and advocacy organizations, have spoken out against closing Tinley Park MHC; and

WHEREAS, This broad consensus makes clear that closing down the Southland region's only public inpatient mental health center would violate the will of the affected communities; and

WHEREAS, Tinley Park MHC has a dedicated and skilled workforce with a unique body of experience in treating the most severely mentally ill; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that Chicago's South Side, South Suburban Cook County, Will County, Kankakee County, and Grundy County, all of which are now served by Tinley Park MHC, must continue to have a public inpatient mental health facility that can appropriately serve the most severely mentally ill; and be it further

RESOLVED, That if the Metro Task Force determines that the current Tinley Park MHC facility cannot continue to meet the needs of these communities, a new facility should be purchased or built; and be it further

RESOLVED, That Tinley Park MHC should remain open at its current location unless and until a new DHS-operated inpatient mental health center is opened in the Southland region; and be it further

RESOLVED, That the Department of Human Services maintain its full admission and service capacity at the Tinley Park MHC; and be it further

RESOLVED, That the Department of Human Services should continue to work to foster a comprehensive array of services throughout the region; and be it further

RESOLVED, That a copy of this resolution be delivered to the Secretary of Human Services.

Adopted by the Senate, April 21, 2005.

Linda Hawker, Secretary of the Senate

The foregoing message from the Senate reporting their adoption of SENATE JOINT RESOLUTION 9 was placed in the Committee on Rules.

A message from the Senate by
Ms. Hawker, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 10

WHEREAS, For more than 200 years downtown districts have served as the heart and soul of our communities; they are the site of parades, passionate speeches, and public gathering places; and

WHEREAS, The words "main street" conjure up images of a friendly place to greet your neighbors and friends, shop for unique gifts or supplies, and enjoy an evening of good food and entertainment; and

WHEREAS, Downtown businesses have provided stable incomes to millions of Illinois residents, paid billions of tax dollars for city and State services, and provided countless sponsorships for activities that contribute to a community's quality of life; and

WHEREAS, The Illinois Main Street program is a nationally recognized model for preserving the historic integrity and economic vitality of downtowns and neighborhood business districts; and

WHEREAS, The Office of the Lieutenant Governor for the State of Illinois successfully implemented the Main Street program beginning in 1993 using the proven National Main Street Center's comprehensive model for downtown revitalization - the Four Point Approach®: Organization, Promotion, Design, and Economic Restructuring; and

WHEREAS, Fifty-eight Illinois communities are actively participating in the Illinois Main Street program, and consequently, more than \$418 million has been invested in their downtown districts, nearly 5,000 new jobs have been created and more than 1,300 businesses have sprung up or expanded in the State; and

WHEREAS, The programs associated with Illinois Main Street will certainly continue to restore, restructure, and revitalize the soul of their community with successful results; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we recognize the first Saturday in June as Illinois Main Street Day in Illinois.

Adopted by the Senate, April 21, 2005.

Linda Hawker, Secretary of the Senate

The foregoing message from the Senate reporting their adoption of SENATE JOINT RESOLUTION 10 was placed in the Committee on Rules.

A message from the Senate by

Ms. Hawker, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 18

WHEREAS, President George W. Bush has called for a 2005 round of defense base realignment and closure (BRAC); and

WHEREAS, The United States Department of Defense has stated it wants to trim about 25% of its infrastructure and every one of the nation's 425 bases is at risk; and

WHEREAS, Secretary of Defense Rumsfeld has predicted the 2005 BRAC round will close 100 facilities and save \$7 billion that will be used for advanced weapons systems and improving the quality of life for military members; and

WHEREAS, The Department of Defense forwards its list of military installations recommended for realignment and closure to the BRAC Commission for review on May 16th, 2005; and

WHEREAS, The State of Illinois supports the United States Government's defense posture with excellent military bases and industrial facilities; and

WHEREAS, The State of Illinois has four military installations in danger of being closed - Peoria Air National Guard Base, Rock Island Arsenal, Scott Air Force Base, and Springfield National Guard Base;

and

WHEREAS, These military and industrial operations are centrally located and are cost effective; and

WHEREAS, When viewed in light of the BRAC military value and special considerations selection criteria, it is clear that each installation is crucial for the defense of this nation and is serving the country in a highly cost-efficient manner; and

WHEREAS, Peoria Air National Guard, located at the Greater Peoria Airport in Peoria, Illinois, has approximately 383 full-time equivalent employees and an additional 938 part time positions; the total impact to the community is \$45.5 million in spending and \$39.2 million in compensation with a total economic impact of \$250 million dollars; the 182nd Airlift Wing at Greater Peoria Regional Airport has a new, modern facility, is upgrading its equipment and has a long-term lease; the 182nd flies the C-130E aircraft and more recently will be receiving C-130H3s to replace their "E" model aircraft; this Wing is one of the leaders in the airlift business, continues to be mobilized in support of "Operation Iraqi Freedom", and has had troops in Iraq and Afghanistan; the base was rebuilt in the mid-1990s and is relatively new in comparison to others; the base was re-built to accommodate numerous and diverse missions for the future; the Peoria Air National Guard has about 230 unused acres fit for future use; the Airlift Wing possesses two hangars for maintenance; the base has two active runways of 10,000 ft. and 8,000 ft. which will accommodate most airlift transport and tanker aircraft; the 182nd Airlift Wing has various Expeditionary Combat Support units which include security police, communications, civil engineering, services, supply, personnel, an air support operations center, air support operations, combat communications, and an Air Force band; small arms range and munitions storage capability exist on base, and the civil support team is Illinois' first responder for disaster relief and emergencies; and

WHEREAS, The Rock Island Arsenal is strategically located on an island in the Mississippi River between Iowa and Illinois and is the second largest employer in the Quad City region with an estimated strength of over 6,300 jobs, and it supports over 12,600 additional jobs in the surrounding communities; the total annual impact of the base is \$1.16 billion to the local community; the Joint Manufacturing Technology Center (JMTC) on Rock Island Arsenal is a vertically integrated facility with the only Department of Army foundry; Rock Island Arsenal is noted for its expertise in the manufacture of weapons and weapons components; every phase of development and production is available from prototype to full-scale production of major items, spare parts, and repair items; Rock Island Arsenal is home of approximately 50 Department of Defense organizations comprised of a multi-faceted dynamic workforce unlike any other in the United States; the Arsenal provides the base operations support to all tenant activities, and has its own logistics and industrial facilities that provide critical products and services to all of the Armed Services; the Arsenal is a primary provider of armor for Hummers and has recently been working on an emergency request for machine gun pedestals for light military vehicles; and

WHEREAS, Scott Air Force Base, located in St. Clair County in Southwestern Illinois, is the largest employer in Southwest Illinois and has an effect on the lives and livelihoods of more than 100,000 people in the metro east region; Scott Air Force Base employs over 13,000 people, and the loss of these individuals and their families and retirees would have an adverse impact upon the communities in Southwestern Illinois; the estimated annual impact of Scott Air Force Base is over \$2.1 billion to the region; the Scott Air Force Base organizations are integral to the day-to-day execution of National Security Policy, and their daily operations connect the installation directly to the nation's war-fighters at risk in the Global War on Terrorism and serving the United States in other missions worldwide; its central location in the Midwest makes it the perfect spot for the headquarters of the U.S. Transportation Command (TRANSCOM), Defense Information Technology Contracting Office (DITCO), Air Force Mobility Command (AMC), and the single CONUS interface to the Defense Information Systems Network; the nearby MidAmerica Airport provides access to an additional two runways of 8,000 ft. and 10,000 ft. which are capable of supporting any-size military or commercial aircraft; Scott is home to the Navy's Military Sealift Command and the Army's Military Surface Deployment and Distribution Command; it is also home to the 18th Air Force Headquarters, the 375th Airlift Wing, the 932nd Airlift Wing Air Force Reserve, and the 126th Illinois Air National Guard Refueling Wing; the Base has had significant investment in critical facilities including a \$2.3 billion plant replacement value (PRV); there are nearly 100 acres on-base with an additional 630 contiguous acres owned by St. Clair County that could be used if necessary, and the Base is in a strategic location in the United States Midwest, near St. Louis, Missouri, and Chicago, Illinois, that could be threatened by the Global War on Terrorism; and

WHEREAS, Springfield Air National Guard located in Springfield, Illinois, provides \$2,450,000 for annual commercial services/vendors and \$182,000 annually for local hotels; the economic impact is estimated to be \$51 million annually to the nearby area including the counties of Sangamon, Logan,

Macon, Christian, Montgomery, Macoupin, Morgan, Cass, and Menard; it employs 343 full-time equivalent and 938 part-time positions; the 183rd Fighter Wing is a premier F-16C Unit that has a long and proud tradition in the fighter mission, including being the first unit with the F-84F in the 1950s and the F-4C in the 1970s; since converting to the F-16 aircraft, the Wing has proven itself continually with its Air Expeditionary Force (AEF) rotations and other demanding missions; the Unit is centrally located to effectively and efficiently utilize seven MOAs and five training ranges which allow for specialized training; the Springfield Air National Guard has a state-of-the-art, 45,000-square-foot, \$10 million composite support facility now under construction; and the Guard has two runways of 8,000 ft. and 7,000 ft. which are more than adequate to accommodate fighter aircraft with a third runway of 5,300 ft. which could potentially be made available for use; and

WHEREAS, The shutdown of these four military bases would have extremely adverse economic and social effects upon the local communities around the bases and to the State of Illinois as a whole; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that we urge the Department of Defense and the Base Realignment and Closure Commission to save these four military installations from closure due to their clear military and local value factors; and be it further

RESOLVED, That copies of this resolution be delivered to the Department of Defense, the Base Realignment and Closure Commission, and to each member of the Illinois Congressional Delegation.

Adopted by the Senate, April 21, 2005.

Linda Hawker, Secretary of the Senate

The foregoing message from the Senate reporting their adoption of SENATE JOINT RESOLUTION 18 was placed in the Committee on Rules.

A message from the Senate by

Ms. Hawker, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has adopted the following Senate Joint Resolution, in the adoption of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE JOINT RESOLUTION NO. 42

RESOLVED, BY THE SENATE OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that when the Senate adjourns on Thursday, April 21, 2005, it stands adjourned until Tuesday, May 03, 2005 at 12:00 o'clock noon.

Adopted by the Senate, April 21, 2005.

Linda Hawker, Secretary of the Senate

The foregoing message from the Senate reporting their adoption of SENATE JOINT RESOLUTION 42 was placed in the Committee on Rules.

A message from the Senate by

Ms. Hawker, Secretary:

Mr. Speaker -- I am directed to inform the House of Representatives that the Senate has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the House of Representatives, to-wit:

SENATE BILL NO. 14

A bill for AN ACT concerning State government.

SENATE BILL NO. 239

A bill for AN ACT concerning regulation.

SENATE BILL NO. 1828

A bill for AN ACT concerning regulation.

SENATE BILL NO. 1965

A bill for AN ACT concerning revenue.

Passed by the Senate, April 21, 2005.

Linda Hawker, Secretary of the Senate

The foregoing SENATE BILLS 14, 239, 1828 and 1965 were ordered printed and to a First Reading.

SENATE BILLS ON FIRST READING

Having been printed, the following bills were taken up, read by title a first time and placed in the Committee on Rules: SENATE BILLS 10, 14, 16, 162, 239, 245, 248, 250, 253, 316, 320, 397, 431, 500, 501, 612, 662, 676, 716, 761, 766, 847, 1208, 1296, 1435, 1443, 1444, 1445, 1461, 1623, 1624, 1647, 1665, 1675, 1676, 1680, 1681, 1700, 1714, 1715, 1723, 1752, 1753, 1770, 1771, 1821, 1828, 1842, 1874, 1883, 1884, 1914, 1965, 2012, 2040, 2043 and 2053.

AGREED RESOLUTIONS

The following resolutions were offered and placed on the Calendar on the order of Agreed Resolutions.

HOUSE RESOLUTION 338

Offered by Representative Currie:

WHEREAS, The members of the House of Representatives of the State of Illinois learned with sadness of the death of Lisa Fittko on March 12, 2005; and

WHEREAS, Lisa Ekstein was born in 1909 in Uzhgorod in what was then part of the Austro-Hungarian empire; most of her childhood was spent in Budapest and Vienna; she was evacuated and sent to the Netherlands with other children for a year during World War I; after the war, her family moved to Berlin; and

WHEREAS, She emerged from a leftist, artistic family to become active in the resistance to Hitler in the early months of his rule, then fled to continue the fight in other European countries for seven years; during her time in Europe, she met and married another leftist activist, Hans Fittko; for seven tense months in 1940 and 1941, the Fittkos escorted refugees on a tortuous path over the Pyrenees mountains so they could go on to Spanish and Portuguese ports to seek passage to safe havens; and

WHEREAS, Many of the people she helped were intellectuals, artists, and anti-Nazi organizers; the first refugee she helped was Walter Benjamin, a Marxist literary critic and philosopher whose work has drawn new interest in recent years because of his provocative insights on subjects from consumerism to surrealism; she had earlier helped the philosopher Hannah Arendt, who had been her friend in Paris, get out of a prison in France; and

WHEREAS, Together, the Fittkos became part of the rescue mission of Varian Fry, an American who is credited with saving about 2,000 people, many of them artists and intellectuals, including André Breton, Marc Chagall, and Max Ernst; and

WHEREAS, The Fittkos eventually escaped to Cuba, then went on to Chicago, where Ms. Fittko's brother lived; Mr. Fittko preceded her in death in 1960 and was posthumously awarded Israel's Yad Vashem Medal, an honor reserved for gentiles who risked their lives to save Jews during the Holocaust; and

WHEREAS, Ms. Fittko became well known in postwar Germany, and in 1986, the president of West Germany awarded her the Distinguished Medal of Merit, First Class; in the United States, her story was eventually documented in several novels and films, including the 1998 documentary "Lisa Fittko: But We Said We Will Not Surrender"; and

WHEREAS, She wrote two books about her experiences; "Escape Through the Pyrenees" was first published in West Germany in 1985 and won that country's award for the political book of the year; it was translated into French, Spanish, Italian, Portuguese, Japanese, and in 1991, into English; in 1993, her book, "Solidarity and Treason: Resistance and Exile, 1933-1940", was published; and

WHEREAS, After settling in Chicago, Ms. Fittko worked as a secretary to support relatives who survived the Holocaust but were shattered by the experience; she was always highly involved with IVI-IPO, including the campaign of the late Mayor Harold Washington, and was a strong supporter of independent politics; she was an active member of the Hyde Park Peace Council and always brought issues of peace to other neighborhood organizations; she worked with the Hyde Park-Kenwood Interfaith Council to get temples and churches involved in peace issues and was very involved with the nuclear freeze movement; and

WHEREAS, Lisa Fittko had phenomenal energy; she was creative and had amazing knowledge and a sense of history and remembrance of the past; and

WHEREAS, The passing of Lisa Fittko has been deeply felt by many, especially her nieces, Evelyn Marsh, Catherine Stodolsky, and Marlena Ekstein; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we mourn the passing of Lisa Fittko, who will be remembered for the amazing work she did to save the lives of many; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the family of Lisa Fittko as an expression of our deepest sympathy and our true respect for the life that Ms. Fittko lived.

HOUSE RESOLUTION 339

Offered by Representative Stephens:

WHEREAS, The members of the House of Representatives of the State of Illinois are pleased to recognize citizens who have made outstanding contributions to their community; and

WHEREAS, For the past 37 years, John Clayton has been assisting the Masonic Lodge with training activities; he is an honorary member of 32 Lodges, and his first honorary membership was in Highland; and

WHEREAS, During his tenure with the Masonic Lodge, Mr. Clayton has held several positions, including Grand Lecturer (1978), Grand Lecturer Instructor (1990-1993), and Grand Representative to South Wales and Australia (1990-1995); and

WHEREAS, Mr. Clayton valiantly served his country as a member of the U.S. Navy; he served on the U.S.S. Idaho in the South Pacific and earned five battle stars; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we honor R.W. Bro. John Clayton for his many years of volunteer service with the Masonic Lodge; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Mr. Clayton as an expression of our respect and esteem.

HOUSE RESOLUTION 340

Offered by Representative Myers:

WHEREAS, Marilyn Kay Johnson of Macomb is retiring from her position as Executive Secretary to the President/Secretary to the Board of Trustees at Western Illinois University in Macomb after nearly 40 years of service; and

WHEREAS, She was born on May 27, 1946, in Rushville; she graduated from V.I.T. High School in Table Grove in 1964 and received a 2-Year Executive Secretary diploma from Midstate College of Commerce in Peoria in 1965; she married W. Garry Johnson on June 25, 1989; and

WHEREAS, In her current position as Executive Secretary, under supervision from the President and the Trustees, Mrs. Johnson is responsible for the daily operation and maintenance of the President's and Trustees' office, which requires the development, initiation, delegation, and coordination of work flow, assignments, and production; she makes decisions which represent the University, the President, and the Board on matters of importance and sensitivity to the institution; she works directly with the President and

the Trustees, campus constituency groups, and community, regional, State, and other contacts to promote the objectives of the President and his office; and she deals with a complexity of campus operation concerns and as related to the University, community, regional, State, national, and International concerns; and

WHEREAS, Prior to working in her current position, she worked as a Clerk Stenographer and Personnel Assistant at Western, beginning in 1965; and

WHEREAS, She is active in both her community and in professional organizations and serves on the McDonough County 708 Board of Directors, the Western Athletic Club Board of Directors, and is a member of the WIU University Women's Club, the Women of Western; she has been actively involved in countless other boards and committees; and

WHEREAS, Along with her husband, Mrs. Johnson was the 1992 recipient of the Performing Arts Society's Ruth Watts Award; she also received Western Illinois University's Outstanding Community Service Award in April of 1992 and was named one of WIU's Women of Western during the Centennial Celebration in 1999; and

WHEREAS, She especially enjoys being with family and friends, water and sun activities, travel, reading, and writing; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Marilyn Kay Johnson on the occasion of her retirement, and we wish her well in all of her future endeavors; and be it further

RESOLVED, That a suitable copy of this resolution be presented to her as an expression of our respect and esteem and with best wishes for a relaxing retirement.

HOUSE RESOLUTION 341

Offered by Representative Cross:

WHEREAS, Leon M. McNair is retiring from the Fox Bend Golf Course in Oswego after 38 years as its PGA Professional and Director of Golf; and

WHEREAS, Mr. McNair was born in Amsterdam, New York, on May 15, 1941, and grew up in Cooperstown, New York; when he was five years old, his parents took him to experience The Leatherstocking Golf Course located on Otsego Lake, and he goes back to that golf course to play in The Cooperstown Senior Open that benefits the Baseball Hall of Fame; and

WHEREAS, When he was seven, his family moved to Chicago and he participated in several sports during his school years; he graduated from Glenbard West High School in 1960 and attended Southern Illinois University, where he was a member of the golf team that won the 1964 NCAA Division II National Championship; in the summer of 1961, he worked for The Wadsworth Golf Course Construction Company, beginning a lifelong relationship with Brent Wadsworth; and

WHEREAS, By 1965, the dirt was being moved on the old Pearse Farm just east of Oswego on Route 34 to make way for the Fox Bend Golf Course; Mr. McNair was one of the crew that gave life to what would at first become a nine hole semi-private golf club; it was also in 1965 that he married his wife, Carole; and

WHEREAS, In 1966, while Mr. McNair was working on his master's degree in Industrial Recreation, Brent Wadsworth asked him to come to Fox Bend to be the Head Golf Professional; the golf course opened June 15, 1967 and, by 1969, it had 18 holes; and

WHEREAS, In March 1980, the Oswegoland and Fox Valley Park Districts purchased the Fox Bend Golf Club; and

WHEREAS, In 1977, Mr. McNair was a regional qualifier for the U.S. Open Championship; in 1978, he was a member of the Illinois PGA Radix Cup Team; in 1986, he qualified for the National PGA Club Professional Championship; and in 1995, he was a qualifier for the National PGA Senior Club Professional Championship; and

WHEREAS, He was the recipient of numerous awards; in 1992, he was named Illinois PGA Professional of the Year and was recognized as a Top 15 National PGA Merchandiser of the Year in Public Golf Course category; and

WHEREAS, Mr. McNair has served on the Illinois PGA Executive Committee and the National Advisory Board for the Oldsmobile (now Buick) Scramble, as an Illinois PGA Delegate to the National PGA Convention, as the Treasurer of the Illinois PGA, and as President of the Illinois PGA; he presently serves on the Illinois Golf Hall of Fame Selection Committee, is a member and the President of the Board

of Directors of The First Tee Aurora Chapter, and serves on the Illinois PGA Foundation Board; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate Leon M. McNair on working in a profession he loved for 38 years and wish him much health and happiness throughout his retirement; and be it further

RESOLVED, That a suitable copy of this resolution be presented to Leon M. McNair as an expression of our admiration.

HOUSE RESOLUTION 342

Offered by Representative Flowers:

WHEREAS, The members of the House of Representatives of the State of Illinois were deeply saddened to learn of the death of Johnnie L. Cochran, Jr., of Los Angeles, California, on March 29, 2005; and

WHEREAS, Mr. Cochran was born October 2, 1937, in Shreveport, Louisiana, to Hattie and Johnnie L. Cochran, Sr., the great-grandson of slaves, the grandson of a sharecropper, and the son of an insurance salesman; the family moved to California in 1943 and settled in Los Angeles in 1949; he attended Mt. Vernon Jr. High School where he discovered his talent for debate; in the early 1950s he became one of only 12 black students enrolled at the prestigious Los Angeles High School; he excelled at the school, earning membership in the Honor Society as well as playing on the football team; and

WHEREAS, When the Supreme Court outlawed legal segregation in 1954, Thurgood Marshall became his hero, and it was then that he knew he wanted to become a lawyer as there could be no better way to serve humanity; and

WHEREAS, Upon his graduation from Los Angeles High School, he attended UCLA and joined Kappa Alpha Psi Fraternity Incorporated, in which he remained active throughout his life; after graduating from UCLA in 1959 he entered Loyola Law School, and during that time he became the first black law clerk hired by the Los Angeles City Attorney; and

WHEREAS, During this period of time he married Barbara Berry and they had two daughters, Melodie and Tiffany; he also had a son, Jonathan Cochran, with Patty Sikora; in 1981 he married Sylvia Dale Mason; and

WHEREAS, Mr. Cochran passed the California bar in 1963 and became one of the first Deputy City Attorneys of Los Angeles, where he became one of the top trial litigators; in 1965, he resigned and started the firm Cochran, Atkins and Evans, which handled a broad range of civil and criminal cases; in 1977, the Los Angeles Criminal Courts Bar Association honored him as Criminal Trial Lawyer of the Year; shortly thereafter, he was asked to return to the county as its first black Assistant District Attorney; two years later he was named the Outstanding Law Enforcement Officer of the Year by the California Trial Lawyers Association; and

WHEREAS, While working in the District Attorney's Office, Mr. Cochran instituted many lasting reforms, among them the establishment of the Domestic Violence Council and the Sexual Assault Program, as well as successfully attacking the Los Angeles Police Department's pattern of misconduct; he returned to private practice in 1981, determined to continue challenging the abusive practices of law enforcement; in 1991, he received Los Angeles's Civil Trial Lawyer of the Year Award; he is the only person to be honored for his work in both the criminal and civil courts; and

WHEREAS, Mr. Cochran was able to use his success to extend justice to the people who needed it most and could least afford it; in the late 1990s, he founded The Cochran Firm, one of the nation's largest plaintiff's law firms; he also joined with "Dream Team" partners, Peter Neufeld and Barry Scheck, to form Cochran, Neufeld and Scheck, a firm that focuses on civil rights cases involving police misconduct and wrongful convictions; these firms put into practice, on a daily basis, his lifelong dedication to fighting for the injured and disenfranchised; and

WHEREAS, Mr. Cochran gave of his time, talent, and money to numerous civic organizations and charities; he gave speeches and lectured often at universities and conferences around the world; he was a frequent speaker at Harvard Law School; he served on Pepsi Cola's African American Advisory Board, the Board of the Lawyer's Mutual Insurance Company, the Board of The Stay Strong Foundation, and the Board of the NAACP Legal Defense and Educational Fund, an organization founded by Thurgood Marshall; and

WHEREAS, He was the Chairman of the Upper Manhattan Empowerment Zone; he was particularly proud that a school was named after him, The Johnnie L. Cochran, Jr. Academy of Legal Studies and Community Service in East Orange, New Jersey; he was a member of the International Academy of Trial Lawyers, the American College of Trial Lawyers, the Inner Circle of Advocates, the John M. Langston Bar Association, the National Bar Association, and the American Bar Association; he served on the Los Angeles Board of Airport Commissioners for 12 years, and was its first black Chairman; and

WHEREAS, Mr. Cochran was preceded in death by his mother, Hattie, and his younger brother, RaLonzo Cochran; and

WHEREAS, He leaves to cherish his memory a devoted wife, Sylvia Dale Mason Cochran; his loving father, Johnnie L. Cochran, Sr.; his dedicated children, Melodie T. Cochran, Tiffany K. Cochran Edwards, and Jonathan E. Cochran; his son-in-law, Javarro Edwards, his daughter-in-law, Cheryl Cochran; his adoring sisters, Pearl Cochran-Baker and Martha Cochran Sherrard; his brothers-in-law, William A. Baker, Sr., and Fredric W. Sherrard; his precious mother-in-law, Daisy W. Mason; his nieces, Arlyce Baker Chandler, Cherene Sherrard Johnson, P. LaToi Cochran, and RaLicia Cochran; his nephew, William A. Baker, Jr.; his great niece, Alexa Chandler; his great nephews, Justin Lopez and Hayden W. Johnson; his uncle Henry Bass; his aunt Janie Bass, and a host of family members and friends; and

WHEREAS, Like Thurgood Marshall, Mr. Cochran's impact on our world will continue to be felt for generations; he spent his life proving that the rights guaranteed by the law of our land indeed belong to all of us and that one determined man can make a difference; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we mourn the passing of Johnnie L. Cochran, Jr., and honor his exceptional career, remarkable legacy, and significant accomplishments; and be it further

RESOLVED, That a suitable copy of this resolution be presented to his family as an expression of our deepest condolences.

HOUSE RESOLUTION 343

Offered by Representative Granberg:

WHEREAS, William J. Becker, Sister Linda Jansen, SSND, MaryAnn Keiner, and Lawrence Luebbers will be inducted into the Mater Dei Catholic High School Hall of Honor on Saturday, May 7, 2005; and;

and

WHEREAS, Inductees into the Mater Dei Hall of Honor have distinguished themselves in living the mission of Mater Dei High School by their service to their communities in the areas of academics, business, professional or religious life, and public service; and

WHEREAS, William J. Becker of Breese is an Associate Judge of the Fourth Circuit, and is active in various bar associations and judges' associations; he has lectured for the Illinois State Bar and other professional organizations on litigation and related topics; he is a member of St. Dominic's Parish in Breese and has served as president of the Parish Council; he is a past president of the St. Joseph Hospital Foundation and a member of the St. Joseph Hospital Advisory Board and the Breese Lions' Club; he and his wife, Joanie, whom he married in 1973, have three children, and the entire family are Mater Dei graduates; and

WHEREAS, MaryAnn (Andolsek) Keiner of Noblesville, Indiana, has been the Pastoral Associate for Liturgy and Adult Formation at Our Lady of Grace Catholic Church in Noblesville, Indiana, since 2000; each year, she directs the Rite of Christian Initiation for Adults in her parish, leading over 30 new people each year; she counsels and aids parishioners and staff members; previously, she worked as Director of Religious Education at Holy Trinity in Bloomington, as coordinator of Elementary Religious Education, and as Director of Religious Education at Our Lady of Grace; she is a member of the Diocesan Liturgical Commission for the Diocese of Lafayette-in-Indiana and served as its chairperson in 2003; she was named one of 25 Outstanding Religious Educators in the country by Catechist magazine; she is married to Ed Keiner and together they have three children; and

WHEREAS, Sister Linda Jansen, SSND, of St. Louis, entered the religious community of the School Sisters of Notre Dame in the fall of 1959, professed her First Vows in 1961, and her Final Vows in 1966; she served as a business teacher, as principal, and later ministered in the Business Department at St. Francis Borgia High School in Washington, Missouri; she also taught and served as principal at Duchesne High School in St. Charles, Missouri, served as secretary to the Provincial Leadership of the School Sisters of

Notre Dame in St. Louis, and as treasurer of her religious congregation; she has been active on numerous committees and has accompanied students and other sisters on international trips; and

WHEREAS, Lawrence "Larry" Luebbbers is a 1975 graduate of Mater Dei High School; he graduated from Southern Illinois University at Carbondale and is a licensed C.P.A.; he is a partner with Deloitte and Touche Accounting; he is married to Mary Ann and has one twelve-year-old son, Jared; Mr. Luebbbers is an internationally respected business leader; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we congratulate William J. Becker, Sister Linda Jansen, SSND, MaryAnn Keiner, and Lawrence Luebbbers on their induction into the Mater Dei Hall of Honor; and be it further

RESOLVED, That suitable copies of this resolution be presented to each inductee as an expression of our respect and esteem.

AGREED RESOLUTIONS

HOUSE RESOLUTIONS 338, 339, 340, 341, 342 and 343 were taken up for consideration.

Representative Currie moved the adoption of the agreed resolutions.

The motion prevailed and the Agreed Resolutions were adopted.

At the hour of 12:33 o'clock p.m., Representative Currie moved that the House do now adjourn.

The motion prevailed.

And in accordance therewith and pursuant to HOUSE JOINT RESOLUTION 50, the House stood adjourned until Wednesday, April 27, 2005, at 12:00 o'clock noon.

STATE OF ILLINOIS
NINETY-FOURTH
GENERAL ASSEMBLY
HOUSE ROLL CALL
QUORUM ROLL CALL FOR ATTENDANCE

April 26, 2005

0 YEAS

0 NAYS

115 PRESENT

P Acevedo	P Delgado	P Lang	P Poe
P Bailey	P Dugan	P Leitch	P Pritchard
P Bassi	P Dunkin	P Lindner	P Reis
P Beaubien	P Dunn	P Lyons, Eileen	P Reitz
P Beiser	P Eddy	P Lyons, Joseph	P Rita
P Bellock	P Feigenholtz	P Mathias	P Rose
P Berrios	P Flider	P Mautino	P Ryg
P Biggins	P Flowers	P May	P Sacia
E Black	P Franks	P McAuliffe	P Saviano
P Boland	P Fritchey	P McCarthy	P Schmitz
P Bost	P Froehlich	P McGuire	P Schock
P Bradley, John	P Giles	E McKeon	P Scully
P Bradley, Richard	P Gordon	P Mendoza	P Smith
P Brady	P Graham	P Meyer	P Sommer
P Brauer	P Granberg	P Miller	P Soto
P Brosnahan	P Hamos	P Millner	P Stephens
P Burke	P Hannig	P Mitchell, Bill	P Sullivan
P Chapa LaVia	P Hassert	P Mitchell, Jerry	P Tenhouse
P Chavez	P Hoffman	P Moffitt	P Tryon
P Churchill	P Holbrook	P Molaro	P Turner
E Collins	P Howard	P Mulligan	P Verschoore
P Colvin	P Hultgren	P Munson	P Wait
P Coulson	P Jakobsson	P Myers	P Washington
P Cross	P Jefferson	P Nekritz	P Watson
P Cultra	P Jenisch	P Osmond	P Winters
P Currie	P Jones	P Osterman	P Yarbrough
P D'Amico	P Joyce	P Parke	P Younge
P Daniels	P Kelly	P Patterson	P Mr. Speaker
P Davis, Monique	P Kosel	P Phelps	
P Davis, William	P Krause	P Pihos	

E - Denotes Excused Absence